IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 10TH APRIL 2007 / 20TH CHAITHRA 1929

WP(C).No. 10299 of 2007(A)

PETITIONER:

C.C.RAJITHA, AGED 37 YEARS,
HSA, K.V.R.H.S., SHORANUR,
PALAKKAD DISTRICT.

BY ADV. SRI.M.SASINDRAN
SRI.TOJAN J. VATHIKULAM

RESPONDENTS:
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1. THE DISTRICT EDUCATIONAL OFFICER,
PALAKKAD.

2. THE DEPUTY DIRECTOR OF EDUCATION,
PALAKKAD.

3. THE HEADMISTRESS, K.V.R.H.S., SHORANUR,
PALAKKAD DISTRICT.

4. STATE OF KERALA,
REPRESENTED BY SECRETARY TO GOVERNMENT,
DEPARTMENT OF GENERAL EDUCATION,
SECRETARIAT, THIRUVANANTHAPURAM.

R1, R2 & R4 BY GOVERNMENT PLEADER (SHRI A. J. VARGHESE)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 10/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 10299 OF 2007 A

Dated this the 10th April, 2007

JUDGMENT

Petitioner availed leave without allowance from 1.10.1999 to 31.5.2000 under Rule 91 Part I KSR for study purpose. Petitioner was granted increment. But, her fixation of pay was objected to on the ground that leave availed for doing B.Ed. will not count for increment. Petitioner challenges Exts.P3 and P7 in this regard. She relies on a Judgment of this Court in Deepika v. State of Kerala (2007 (1) KLT 71). Heard the learned Government Pleader also. I feel that the matter should receive the attention of fourth respondent. Accordingly, the Writ Petition is disposed of directing the fourth respondent to consider and take a decision in the matter in accordance with law and also bearing in mind the decision of this Court in Deepika v. State of Kerala (2007 (1) KLT 71), within a period of one month from the date of receipt of a copy of this Judgment.

K. M. JOSEPH, JUDGE

kbk.